**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.963 OF 2007

Nanshi Akha Gala ...Petitioner

Vs.

MHADA & Ors. ...Respondents

Mr. S.U. Kamdar with Mr. Bipin Joshi for the Petitioner.
Mr. K.R. Belosey, Government Pleader for Respondent No.1.
Mrs. M.S. Module, for Respondent No.2.
Mr. V.S. Paradkar for Intervenor in Chamber Summons No.340 of 2007

**CORAM : F.I. REBELLO &**
**J.P. DEVADHAR, JJ.**
**DATED : 11TH OCTOBER 2007**

**P.C.**

. Rule. Heard forthwith. On behalf of the petitioner learned Counsel makes a statement that in so far as the measurement is concerned, they are not now pressing the same.

2. Pursuant to the direction of this Court a joint measurement had been carried out. In terms of the joint measurement the petitioner is entitled to be given on reconstruction an area admeasuring 26.75 sq. meters carpet area.

3. The Respondents to ensure that in reconstructed building the petitioner is made allotment of the said area.

4. MHADA has yet not called for tenders for reconstruction of the building. On behalf of the petitioner learned Counsel makes a statement that as soon as the

tenders are invited and work order issued within one week of the notice being served on them by MHADA, they will vacate the premises for the purpose of redevelopment.

5. The Petitioner to file undertaking accordingly within one week from today.

6. Rule made absolute accordingly. There shall be no order as to costs.

**(J.P. DEVADHAR, J.)** (**F.I.REBELLO, J)**